



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

JAN 19 2017

OFFICE OF  
ENFORCEMENT AND  
COMPLIANCE ASSURANCE

**VIA ELECTRONIC MAIL AND U.S. REGULAR MAIL**

Phillip D. Davis, Chief  
Land Division  
Alabama Department of Environmental Management  
P.O. Box 301463  
Montgomery, Alabama 36130-1463

**Re: Enforcement Action Notice**  
Whole Foods Market Retail Grocery Stores – Nationwide Administrative Settlement

Dear Mr. Davis:

This is to notify you pursuant to Section 3008(a)(2) of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. § 6928(a)(2), that the U.S. Environmental Protection Agency plans to commence and conclude an administrative enforcement action under Section 3008 of RCRA, 42 U.S.C. § 6928 and the Consolidated Rules of Practice, 40 C.F.R. §§ 22.13(b) and 22.18(b)(2) and (3), against certain Whole Foods Market companies, including Whole Foods Market Group, Inc. The RCRA violations alleged in this action include the failure to properly conduct hazardous waste determinations at its grocery stores, as well as the improper handling of universal waste (spent fluorescent lamps).

If you have any questions concerning this matter, please contact Laura Welles of my staff at 202-564-2754 or [welles.laura@epa.gov](mailto:welles.laura@epa.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Andy Crossland", is written over the word "Sincerely,".

Andy Crossland, Acting Chief  
Waste Enforcement Branch  
Waste and Chemical Enforcement Division